

Abraham J. Colman (SBN 146933)
Deborah E. Yim (SBN 217400)
Kristine H. Chen (SBN 239925)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071

Telephone: 213.457.8000
Facsimile: 213.457.8080
Email: acolman@reedsmith.com
dyim@reedsmith.com
kchen@reedsmith.com

Attorneys for Defendant
Capital One Bank, erroneously sued as
Capital One Mortgage

E-FILED - 6/20/07

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CHERYL KELMAR,

Plaintiff,

vs.

CAPITAL ONE MORTGAGE,

Defendant.

Case No. C 07 1803 RMW PVT

Honorable Ronald M. Whyte

~~PROPOSED~~ ORDER

Date: June 29, 2007
Time: 9:00 a.m.
Place: Courtroom 6

REED SMITH LLP
A limited liability partnership formed in the State of Delaware

~~XXXXXX~~
~~PROPOSED~~ ORDER

Pursuant to Defendant Capital One Bank, erroneously sued as Capital One Mortgage's ("Capital One") Request for Continuance of its Motion to Compel Arbitration or Stay Proceedings Pending Arbitration (the "Motion") and for good cause shown,

1. The June 29, 2007 hearing date on Capital One's Motion is hereby continued to July 13, 2007.

2. Capital One's reply brief is due according to this new hearing date pursuant to Northern District Local Rule 7-3(c).

IT IS SO ORDERED.

Dated: June 20, 2007


The Honorable Ronald M. Whyte